

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE**

COALITION FOR OPEN DEMOCRACY,  
et al.,

*Plaintiffs,*

v.

DAVID M. SCANLAN, in his official  
capacity as New Hampshire Secretary of  
State,

*Defendant.*

Case No. 1:24-cv-00312-SE-TSM

**[ASSENTED TO] MOTION FOR ADMISSION PRO HAC VICE OF  
THOMAS R. MCCARTHY**

Pursuant to Local Rule 83.2(b), Richard J. Lehmann of the law firm Lehmann Major List, PLLC moves this Court to enter an order authorizing Thomas R. McCarthy, counsel for Amici the Republican National Committee and the New Hampshire Republican State Committee, to be admitted pro hac vice to represent Amici in this case. In support of this Motion, Movant states as follows:

1. Movant is a member in good standing of the bars of the U.S. District Court of New Hampshire and State of New Hampshire. Movant is in good standing with all courts in which he is admitted and has never been the subject of a disciplinary proceeding as a practicing attorney.
2. Mr. McCarthy is not a member of the New Hampshire Bar. However, he is a member in good standing of the Virginia State Bar and the United States District Court for the Eastern District of Virginia. Mr. McCarthy has never been the subject of a disciplinary proceeding as a practicing attorney.
3. Movant requests this Court to enter an order authorizing Mr. McCarthy to be admitted pro hac vice to appear and practice before this Court as counsel to the Republican National

Committee and the New Hampshire Republican State Committee. Attorney McCarthy will abide by all rules of this Court unless waived with the Court's permission.

4. This Motion is being served upon every party that has entered an appearance in this case.
5. This motion is supported entirely by the accompanying affidavit and the points made above, and therefore does not require a memorandum pursuant to Local Rule 7.1(a)(2).
6. Counsel for the Plaintiffs assents to this motion.
7. At the time of filing of this motion, movant has not received a response concerning the assent or objection from the Defendants.

WHEREFORE, Movant requests that this Court enter an Order:

1. Granting Movant's Motion to admit Thomas R. McCarthy, pro hac vice;
2. Finding that notice of this Motion as set forth in paragraph four (4) above is sufficient and proper under the circumstances; and
3. Granting Movant such other and further relief as is just and equitable.

Dated: March 21, 2025

Respectfully submitted,

/s/ Richard J. Lehmann

Richard J. Lehmann  
(Bar No. 9339)  
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(603) 731-5435  
rick@nhlawyer.com  
*Counsel for Amici*

**CERTIFICATE OF CONCURRENCE**

Pursuant to Local Rule 7.1(c), I hereby certify that a good faith attempt has been made to obtain concurrence in the relief sought and that Plaintiffs and the Secretary assent to this motion.

/s/ Richard J. Lehman

**CERTIFICATE OF SERVICE**

**I CERTIFY** that on March 21, 2025, I electronically filed this document with the Clerk of Court by using the CM/ECF system, which will send a notice of electronic filing to all counsel of record.

/s/ Richard J. Lehmann

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**AFFIDAVIT IN SUPPORT OF MOTION FOR ADMISSION PRO HAC VICE OF  
THOMAS R. MCCARTHY**

I, Thomas R. McCarthy, make this affidavit in support of the motion for my admission to appear and practice in this Court in this case as counsel pro hac vice for the Republican National Committee and the New Hampshire Republican State Committee under Local Civil Rule 83.2(b)(1). I, Thomas R. McCarthy, being duly sworn, state:

1. I am a partner at the law firm Consovoy McCarthy PLLC.
2. My office address, email address, and telephone number are as follows:

1600 Wilson Boulevard, Suite 700,  
Arlington, Virginia 22209  
tom@consovoymccarthy.com  
(703) 243-9423

3. I am admitted to practice in the following courts:

Virginia State Bar (10/12/01); Bar of the District of Columbia (10/4/04); D.C. District Court of Appeals (5/7/07); U.S. Court of Appeals for the DC Circuit (10/4/04) ; U.S. Court of Appeals for the First Circuit (11/5/19); U.S. Court of Appeals for the Second Circuit (2/13/14); U.S. Court of Appeals for the Fourth Circuit (10/29/01); U.S. Court of Appeals for the Fifth Circuit (10/8/09); U.S. Court of Appeals for the Sixth Circuit (4/25/23); U.S. Court of Appeals for the Ninth Circuit (9/14/04); U.S. Court of Appeals for the Tenth

Circuit (5/11/12); U.S. District Court for the District of Columbia (5/7/07); U.S. District Court for Eastern District of Virginia (11/7/08); U.S. District Court for W.D. Wisconsin (10/13/23); U.S. District Court for W.D. Michigan (3/7/24); Virginia Supreme Court (10/29/01); U.S. District Court of the District of Connecticut (1/14/15); Supreme Court of the United States (8/15/11); U.S. Court of Federal Claims (9/26/17).

4. I am in good standing and eligible to practice in the above listed courts.
5. I am not currently suspended or disbarred in any jurisdiction.
6. I have never been denied admission to practice before any court. There are no previously imposed or pending disciplinary matters in which I am involved. I do not have any prior felony or misdemeanor criminal convictions.
7. I do not have any prior final denials or revocations of pro hac vice status in any court. Any motions denied or revoked were accepted after correction.

I declare under penalty of perjury that the foregoing is true and accurate.

Dated: March 21, 2025

Respectfully submitted,

/s/ Thomas R. McCarthy

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**[PROPOSED] ORDER**

Now, on this \_\_\_\_ day of March, 2025, upon consideration of the Motion For Admission Pro Hac Vice filed by Thomas R. McCarthy to be admitted and take part in this case as counsel pro hac vice to Amici the Republican National Committee and the New Hampshire Republican State Committee, and it appearing that Mr. McCarthy is a duly admitted member of the bar in good standing, IT IS HEREBY ORDERED that Thomas R. McCarthy be admitted to the bar of this Court pro hac vice for the purpose of representing Amici.

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Honorable Samantha D. Elliot  
United States District Judge